

**IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION**

**CIVIL NO. 1:04CV27**

**MINUTE MAN ANCHORS, INC., )**

**Plaintiff, )**

**Vs. )**

**OLIVER TECHNOLOGIES, INC., )**

**and JAMES OLIVER, an )**

**individual, )**

**Defendants. )**

**ORDER**

**THIS MATTER** is before the Court on the filing of the Plaintiff's Response to Defendants' Opening Brief on Claim Construction and Plaintiff's motion for summary judgment of non-infringement, both filed July 17, 2006.

The Court finds that, although a reply brief regarding claim construction from the Defendants is unnecessary, a response to the summary judgment motion is appropriate.

**IT IS, THEREFORE, ORDERED** that the Defendants file response to the Plaintiff's motion for summary judgment on or before August 3, 2006.

Signed: July 19, 2006

A handwritten signature in dark ink, appearing to read "L. H. Thornburg", is written over a horizontal line.

Lacy H. Thornburg  
United States District Judge

